

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
MINUTES OF PUBLIC MEETING
COMMISSION CHAMBERS, ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
April 8, 2014 - 9:00 A.M.

PRESENT: COMMISSIONER GARY J. ANDERSON, CHAIR
COMMISSIONER LARRY A. ELLERTSON, VICE-CHAIR
COMMISSIONER DOUG WITNEY

ALSO PRESENT:

Jeffrey R. Buhman, Utah County Attorney
E. Kent Sundberg, Civil Division Chief Attorney
David Shawcroft, Utah County Deputy Attorney
Robert J. Moore, Utah County Deputy Attorney
Bryan E. Thompson, Utah County Clerk/Auditor
Julie Rollins, Utah County Purchasing Agent
Rebecca Martell, Children's Justice Center
Kris Poulson, Utah County Assessor
Jim Stevens, Utah County Assessor's Office
Peggy Kelsey, Community Development
Dr. Joseph K. Miner, Health Department Exec. Director
Jackie Black, Utah County Health Department
Marianne Christensen, Utah County Health Department
Eric Edwards, Utah County Health Department
Steve Mickelson, Utah County Health Department
Doreen Radford, Utah County Health Department
Jason Winward, Utah County Health Department

Richard Nance, Drug&Alcohol Prevention&Treatment
Robert Johnson, Drug&Alcohol Prevention&Treatment
Lana Jensen, Utah County Personnel Director
Richard Nielson, Utah County Public Works Director
Jeff Smith, Utah County Recorder
Andrea Allen, Utah County Recorder's Office
James O. Tracy, Utah County Sheriff
Mike Forshee, Utah County Sheriff's Office
Dalene Higgins, Utah County Sheriff's Office
BreAnn Wilkes, Utah County Sheriff's Office
Chris Ewwes, Ames Construction
Randy Larsen, Ballard Spahr
Ed Matterfis, Provo K-Mart Pharmacy Manager
B. Paul Weddle, U.S. Special Operations Command
Margaret Weddle, Saratoga Springs Resident
Roger Young, NCS Plus Incorporated
Mike Stansfield, Fairways Media
Renée Huggins-Caron, Clerk/Auditor Admin. Assist.

Commissioner Anderson called the meeting to order at 9:04 A.M. and welcomed those present. The following matters were discussed:

PRAYER/READING/THOUGHT: Doug Witney, Utah County Commissioner

PLEDGE OF ALLEGIANCE: Larry A. Ellertson, Utah County Commissioner

CONSENT AGENDA

1. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE STATE OF UTAH - VICTIMS OF CRIME ACT (VOCA) GRANT APPLICATION FOR THE UTAH COUNTY CHILDREN'S JUSTICE CENTER CHILD ABUSE TREATMENT PROGRAM**

*See note on Page 5.

2. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE STATE OF UTAH - VICTIMS OF CRIME ACT (VOCA) GRANT APPLICATION FOR THE UTAH COUNTY CHILDREN'S JUSTICE CENTER FAMILY JUSTICE PROGRAM**

*See note on Page 5.

3. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE STATE OF UTAH - VICTIMS OF CRIME ACT (VOCA) GRANT APPLICATION FOR THE UTAH COUNTY CHILDREN'S JUSTICE CENTER VICTIM ASSISTANCE PROGRAM**

*See note on Page 5.

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4. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE STATE OF UTAH - VICTIMS OF CRIME ACT (VOCA) GRANT APPLICATION FOR THE UTAH COUNTY CHILDREN'S JUSTICE CENTER SPANISH-SPEAKING VICTIM ASSISTANCE PROGRAM**

*See note on Page 5.

5. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AMENDMENT TO AGREEMENT NO. 2009-621 WITH KIMCO FIRE PROTECTION, INC. TO ADD ADDITIONAL INSPECTION SERVICES TO THE SCOPE OF WORK**

The Board requested that Consent Agenda Item No. 5 be moved to the Regular Agenda for discussion.

PULLED TO REGULAR

6. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH GSBS ARCHITECTS TO ASSESS THE CONDITION OF ROOF TRUSSES IN THE HEALTH SERVICES BUILDING**

The Board requested that Consent Agenda Item No. 6 be moved to the Regular Agenda for discussion.

PULLED TO REGULAR

7. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE FY 2014 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS (HMEP) GRANT AWARD FROM THE UTAH DEPARTMENT OF PUBLIC SAFETY - DIVISION OF HOMELAND SECURITY**

8. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE FY2015 STATE OF UTAH - VICTIMS OF CRIME ACT (VOCA) GRANT APPLICATION FOR THE UTAH COUNTY SHERIFF'S OFFICE**

*See note on Page 5.

9. **APPROVE TAX ACTIONS CONTAINED IN RECOMMENDATION LETTER NO. 2014-7**

10. **ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO THE SENIOR COMPANION PROGRAM**

11. **APPROVE THE MINUTES OF THE MARCH 25, 2014 COMMISSION MEETING** *(Continued from the April 1, 2014 Commission meeting)*

12. **APPROVE THE MINUTES OF THE APRIL 1, 2014 COMMISSION MEETING**

13. **RATIFICATION OF PAYROLL**

Period 7	8 Checks: \$7,705.06	1,094 Total Deposits: \$1,398,914.37	Total: \$ 1,406,619.43
		Federal Payroll Taxes	Total: \$ 197,428.85

14. **RATIFICATION OF WARRANT REGISTER SUMMARY**

Register No. 380	March 31, 2014	Check Nos. 192605-192634	Total: \$ 37,413.78
Register No. 381	March 31, 2014	Check Nos. 192635-192644	Total: \$ 74,548.26
Register No. 382	March 31, 2014	Direct Deposit: 19114-19123	Total: \$ 5,829.98
Register No. 383	March 31, 2014	Check Nos. 192645-192676	Total: \$ 51,188.20
Register No. 384	April 01, 2014	Check Nos. 192677-192737	Total: \$ 2,508.00
Register No. 385	April 01, 2014	Check Nos. 192738-192745	Total: \$ 27,727.00
Register No. 386	April 02, 2014	Check Nos. 192746-192754	Total: \$ 826.90
Register No. 387	April 02, 2014	Check Nos. 192755-192762	Total: \$ 5,897.00
Register No. 388	April 03, 2014	Purchasing Cards 1741-1741	Total: \$ 15,439.92

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Register No. 389	April 03, 2014	Direct Deposit:19124-19136	Total: \$ 6,121.29
Register No. 390	April 03, 2014	Check Nos. 192763-192775	Total: \$ 14,526.31
Register No. 391	April 03, 2014	Direct Deposit:19137-19147	Total: \$ 748,200.08
Register No. 392	April 03, 2014	Check Nos. 192776-192790	Total: \$ 77,324.30
Register No. 393	April 03, 2014	Direct Deposit:19148-19152	Total: \$ 9,995.96
Register No. 394	April 03, 2014	Check Nos. 192791-192808	Total: \$ 27,414.96
Register No. 395	April 04, 2014	Direct Deposit:19153-19153	Total: \$ 5,335.00
Register No. 396	April 04, 2014	Purchasing Cards 1742-1744	Total: \$ 57,008.17
Register No. 397	April 04, 2014	Check Nos. 192809-192809	Total: \$ 350.00
Register No. 398	April 04, 2014	Purchasing Cards 1745-1747	Total: \$ 705.55
Register No. 399	April 04, 2014	Direct Deposit:19154-19155	Total: \$ 20,961.41
Register No. 400	April 04, 2014	Check Nos. 192810-192827	Total: \$ 167,208.63
Register No. 401	April 04, 2014	Check Nos. 192828-192884	Total: \$ 83,380.84
Register No. 402	April 04, 2014	Direct Deposit:19156-19156	Total: \$ 75.00
Register No. 403	April 04, 2014	Check Nos. 192885-192885	Total: \$ 100.63
Register No. 404	April 04, 2014	Check Nos. 192886-192916	Total: \$ 102,761.13
		Total:	<u>\$1,542,848.30</u>

Consent Agenda Item Nos. 1 through 4, and 7 through 14 were approved as written. Commissioner Anderson recommended the following Regular Agenda items be moved to Consent:

4. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH CANON SOLUTIONS AMERICA FOR AN IR1023 COPIER, SERIAL NO. TJR42539, LOCATED IN THE SHERIFF'S OFFICE; RENEWAL DATES 03/16/2014 - 03/15/2015**
6. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH HEMOCUE FOR THE PURCHASE OF MICROCUVETTES TO BE USED FOR BLOOD TESTING**
8. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AMENDMENT NO. 2 TO AGREEMENT NO. 2012-423 WITH THE UTAH DEPARTMENT OF HEALTH FOR UPDATED ATTACHMENTS CONCERNING SPECIAL PROVISIONS AND PREMIUM RATES**
10. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A LETTER FOR CONDIE CONSTRUCTION INC. ACCEPTING FINAL COMPLETION OF NORTH COUNTY BOULEVARD PHASE II AND RELEASE OF THE FINAL RETENTION**
11. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE 2014 WILDLAND FIRE SUPPRESSION BUDGET FOR 2014**
12. **ADOPT A RESOLUTION AMENDING PART 3, SUBPART 3-3 OF THE UTAH COUNTY PROCUREMENT RULES AND REGULATIONS**
13. **ADOPT A RESOLUTION AMENDING PART 5 OF THE UTAH COUNTY PROCUREMENT RULES AND REGULATIONS**
15. **ADOPT A RESOLUTION OF REAPPOINTMENT OF MICHAEL D. SHUMWAY AND MICHAEL CHAMBERS TO THE BOARD OF TRUSTEES OF THE NORTH UTAH COUNTY WATER CONSERVANCY DISTRICT**

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ACTIONS TAKEN

Consent Agenda Item Nos. 1, 2, 3, 4, 7 and 8 were approved and authorized; Nos. 5 and 6 were tabled for further discussion; Nos. 9, 11 and 12 were approved; No. 10 was adopted; and Nos. 13 and 14 were ratified. Regular Agenda Item Nos. 4, 6, 8, 10 and 11 were approved and authorized; and Nos. 12, 13 and 15 were adopted.

AGREEMENT NOS.: 2014-218, 2014-219, 2014-220, 2014-221, 2014-222, 2014-223, 2014-224, 2014-225, 2014-226, 2014-227, 2014-228 and 2014-229

RESOLUTION NOS.: 2014-44, 2014-45, 2014-46 and 2014-47

REGULAR AGENDA

(PULLED FROM CONSENT)

- 5. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AMENDMENT TO AGREEMENT NO. 2009-621 WITH KIMCO FIRE PROTECTION, INC. TO ADD ADDITIONAL INSPECTION SERVICES TO THE SCOPE OF WORK**

Utah County Public Works Director Richard Nielson came forward to clarify the amendment for Commissioner Ellertson.

Commissioner Ellertson made the motion to approve the amendment to Agreement No. 2009-621 with Kimco Fire Protection, Inc. as outlined in Consent Agenda Item No. 5. The motion was seconded by Commissioner Witney and carried with the following vote:

**AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None**

AGREEMENT NO. 2014-230

(PULLED FROM CONSENT)

- 6. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH GSBS ARCHITECTS TO ASSESS THE CONDITION OF ROOF TRUSSES IN THE HEALTH SERVICES BUILDING**

Utah County Public Works Director Richard Nielson explained that this agreement is related to the western part of the building that was not completed as part of a remodel a couple of years ago. Commissioner Ellertson asked whether the repairs are for damage caused by the contractor, and Mr. Nielson stated no. Commissioner Anderson pointed out that this is for the old Safeway building; the architects will identify needed repairs. Mr. Nielson mentioned the roof has already been fixed, and Commissioner Ellertson commented on the renting parties. Mr. Nielson summarized that the costs would be approximately \$2,500.00.

Commissioner Ellertson made the motion to approve the agreement with GSBS Architects to assess the condition of roof trusses in the Health Services building as detailed in Consent Agenda Item No. 6. The motion was seconded by Commissioner Witney and carried with the following vote:

**AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None**

AGREEMENT NO. 2014-231

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***Note:**

Though previously addressed, the commissioners returned to discussion of Consent Agenda Item Nos. 1, 2, 3, 4, and 8. Children's Justice Center Director Rebecca Martell commented on the VOCA grant applications and the desire to add a Spanish-speaking position in one of the programs. A ten percent increase may be granted due to the ten percent decrease in last year's awards. BreAnn Wilkes of the Utah County Sheriff's Office introduced herself, also commenting on the ten percent allowance, and Commissioner Anderson commended both Ms. Martell and Ms. Wilkes for their work and advocacy on behalf of the victims and children.

The commissioners moved forward with the remaining agenda items as numbered.

REGULAR AGENDA

1. PRESENTATION OF A NATIONAL PUBLIC HEALTH WEEK "FRIENDS OF PUBLIC HEALTH" AWARD TO PROVO K-MART PHARMACY

Utah County Health Department Executive Director Dr. Joseph K. Miner came forward to present the "Friends of Public Health" Award, now in the nineteenth consecutive year. Two recipients are chosen annually; one is present today while the other will be acknowledged during the April 29, 2014 Commission meeting due to scheduling conflicts.

Dr. Joseph K. Miner introduced Ed Matterfis, Pharmacy Manager of the Provo K-Mart Store. Dr. Miner explained that the Provo K-Mart Pharmacy has generously dispensed medication to low-income clients from the Health Department clinic for the last twenty years. The patients receive a voucher for prescriptions within the inventory managed by pharmacy staff. Dr. Miner presented an award plaque to Mr. Matterfis, who in turn received accolades from the commissioners. Dr. Miner also promoted the upcoming Household Hazardous Waste Collection Day on Saturday, the twelfth of April at Provo Towne Centre Mall as part of National Public Health Week.

2. APPROVE PARTIAL RELEASE OF COMPLIANCE AGREEMENT AND BOND FOR OPEN PIT MINING OPERATIONS (AGREEMENT NO. 2012-745) WITH AMES CONSTRUCTION, INC. AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RELEASE LETTER FOR RECLAMATION ON PORTIONS OF PARCEL NOS. 28:020:0008 AND 28:020:0009; ORIGINAL SURETY BOND NO. 105798598 AMOUNT OF \$484,268.22 MAY BE REDUCED TO \$42,110.28 (Continued from the March 25, 2014 Commission meeting)

Commissioner Ellertson made the motion to table the Partial Release of Compliance Agreement and Bond for Open Pit Mining Operations with Ames Construction, Inc. as described in Regular Agenda Item No. 2. The motion was seconded by Commissioner Witney and carried with the following vote:

**AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None**

TABLED FOR FURTHER DISCUSSION

***Please refer to the final page of these minutes for additional notations.**

3. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A SERVICE AGREEMENT WITH NCSPLUS INC. TO PROVIDE DEBT COLLECTION SERVICES FOR THE UTAH COUNTY DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT

Utah County Department of Drug and Alcohol Prevention and Treatment Director Richard Nance requested this item be continued for one week.

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Commissioner Ellertson made the motion to continue Regular Agenda Item No. 3 regarding a service agreement with NCSPlus Inc. to the April 15, 2014 meeting of the Utah County Board of Commissioners. The motion was seconded by Commissioner Witney and carried with the following vote:

**AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None**

CONTINUED TO APRIL 15, 2014

5. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE TERMS AND CONDITIONS PAGE FROM LEGACY EQUIPMENT

Utah County Purchasing Agent Julie Rollins noted that the county receives large auto equipment for the Utah County Public Works Department - Motor Pool Division from Legacy Equipment, who is updating their records.

Commissioner Witney made the motion to approve and authorize the Commission Chair to sign the terms and conditions page from Legacy Equipment as detailed in Regular Agenda Item No. 5. The motion was seconded by Commissioner Ellertson and carried with the following vote:

**AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None**

AGREEMENT NO. 2014-232

7. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH DIGNITY HOME HEALTH & HOSPICE FOR THE PROVISION OF SENIOR COMPANIONS

Utah County Health Department Executive Director Dr. Joseph K. Miner came forward with Marianne Christensen of the Senior Companion Program. Ms. Christensen explained that several agencies assist with volunteer management by finding need in the community and placing the volunteers in both hospice and home health facilities. She detailed the duties of the volunteers and overseer responsibilities of Dignity Home Health & Hospice, and Dr. Miner noted that they are not paid any more than the volunteer stipend.

Commissioner Witney made the motion to approve and authorize the Commission Chair to sign the agreement with Dignity Home Health & Hospice for the provision of Senior Companions as identified in Regular Agenda Item No. 7. The motion was seconded by Commissioner Ellertson, and discussion continued.

Commissioner Ellertson questioned payment methods, and Marianne Christensen clarified that Dignity Home Health & Hospice will not be paid anything other than volunteer stipends for mileage and meals.

The motion carried with the following vote:

**AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None**

AGREEMENT NO. 2014-233

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9. **APPROVE OR DENY A REQUEST FROM THE UTAH COUNTY EMPLOYEES ASSOCIATION TO WAIVE THE REQUIREMENT OF SECTION 1.6.A OF THE UTAH COUNTY FACILITY USE POLICY, AND AUTHORIZE THEM TO CONDUCT A BOOK SALE IN ROOM NOS. 1600-1601 OF THE HEALTH AND JUSTICE BUILDING ON THURSDAY, APRIL 24 AND FRIDAY, APRIL 25, 2014**

Commissioner Ellertson made the motion to approve the request from the Utah County Employees Association to waive the requirement of Section 1.6.A of the Utah County Facility Use Policy for a book sale as outlined in Regular Agenda Item No. 9. The motion was seconded by Commissioner Witney and carried with the following vote:

**AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney**

NAY: None

AGREEMENT NO. 2014-234

14. **CONSIDERATION FOR ADOPTION OF A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH AUTHORIZING THE ISSUANCE AND SALE OF NOT MORE THAN \$7,000,000 AGGREGATE PRINCIPAL AMOUNT OF SALES TAX REVENUE REFUNDING BONDS, SERIES 2014; AND RELATED MATTERS**

Randy Larsen of Ballard Spahr came forward to detail the refund of some sales tax bonds, ultimately saving the county \$390,000.00. Mr. Larsen spoke about rates and the county's success in balancing their fiscal matters. These bonds are related to the security center and jail, with documents to authorize a sale. Commissioner Anderson compared the resolution to refinancing, and Mr. Larsen discussed bank options with Utah County Civil Division Chief Deputy Attorney E. Kent Sundberg. Commissioner Ellertson asked about the Utah County approach compared to other entities, and Mr. Larsen spoke about parameters and recent legislative changes.

Commissioner Ellertson made the motion to adopt the resolution of the Board of County Commissioners of Utah County, Utah authorizing the Issuance and Sale of not more than \$7,000,000 Aggregate Principal Amount of Sales Tax Revenue Refunding Bonds as outlined in Regular Agenda Item No. 14. The motion was seconded by Commissioner Witney and carried with the following vote:

**AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney**

NAY: None

RESOLUTION NO. 2014-48

At this point, the commissioners determined which closed meetings would be necessary to set and which could be stricken from the Regular Agenda.

18. **SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY**
STRICKEN

19. **SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY**
STRICKEN

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- 20. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS COMMERCIAL INFORMATION AS DEFINED IN SECTION 59-1-404, U.C.A., AS AMENDED**
STRICKEN

Commissioner Witney made the motion to strike Regular Agenda Item Nos. 18, 19, and 20 to set dates, times and locations for closed meetings for a strategy session to discuss the purchase, exchange, or lease of real property; for a strategy session to discuss the sale of real property; and to discuss commercial information as defined in Section 59-1-404, U.C.A., as amended. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None

- 21. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS**

Commissioner Witney made the motion to set a date, time and location for a closed meeting to discuss the character, professional competence, or physical or mental health of an individual or individuals to immediately follow the public comment portion of the regular public meeting today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None

SET

- 22. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION**

Commissioner Ellertson made the motion to set a date, time and location for a closed meeting for a strategy session to discuss pending or reasonably imminent litigation to immediately follow the previously scheduled closed meeting today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Witney and carried with the following vote:

AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None

SET

WORK SESSION

- 1. INFORM COMMISSIONERS OF TWO EVENTS PLANNED IN UTAH COUNTY DURING AUGUST 2014 BY THE UNITED STATES SPECIAL OPERATIONS COMMAND OF TAMPA, FLORIDA**

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United States Special Operations Command Southwest Training Area Developer/Coordinator Paul Weddle introduced himself. A Saratoga Springs resident of approximately five years, Mr. Weddle is a contractor working closely with the armed forces for training events. His primary duties are to advocate for counter insurgency and warfare events. The information presented today is "notice" of an event planned for the first three weeks of August this year throughout Utah County.

Paul Weddle provided background on his responsibilities, including travel throughout the state to find communities willing to support military training exercises. He coordinates with the government and private property owners to secure permission for anything from walking down the street to landing helicopters on buildings at midnight. Mr. Weddle emphasized that the servicemen and women will not participate in anything that exceeds in what the populous will support; there will be notification to the residents and neighbors to minimize any impact. Safety is the key concern, and there will be coordination with local law enforcement. The commissioners expressed enthusiasm at a chance to be involved, and thanked Mr. Weddle for the information.

PUBLIC COMMENTS

There were no public comments, and the meeting recessed at 9:50 A.M. to go into closed meetings. The public meeting reconvened at 10:53 A.M.; the commissioners returned to previously tabled Regular Agenda Item No. 2 at this point.

REGULAR AGENDA

- 2. APPROVE PARTIAL RELEASE OF COMPLIANCE AGREEMENT AND BOND FOR OPEN PIT MINING OPERATIONS (AGREEMENT NO. 2012-745) WITH AMES CONSTRUCTION, INC. AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE RELEASE LETTER FOR RECLAMATION ON PORTIONS OF PARCEL NOS. 28:020:0008 AND 28:020:0009; ORIGINAL SURETY BOND NO. 105798598 AMOUNT OF \$484,268.22 MAY BE REDUCED TO \$42,110.28 (*Continued from the March 25, 2014 Commission meeting*)**

Commissioner Ellertson made the motion to continue Regular Agenda Item No. 2 regarding the Partial Release of Compliance Agreement and Bond for Open Pit Mining Operations with Ames Construction, Inc. to a future meeting of the Utah County Board of Commissioners, on a date yet to be determined. The motion was seconded by Commissioner Witney and carried with the following vote:

AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None

CONTINUED WITHOUT DATE

*Please refer to the final page of these minutes for additional notations.

This concluded the open meeting.

Commissioner Witney made the motion to adjourn the April 8, 2014 meeting of the Utah County Board of Commissioners. The motion was seconded by Commissioner Ellertson and carried with the following vote:

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**AYE: Gary J. Anderson
Larry A. Ellertson
Doug Witney
NAY: None**

There being no further business nor public comment, the meeting adjourned at 10:54 A.M. The minutes of the April 8, 2014 Commission Meeting were approved as transcribed on April 22, 2014.

GARY J. ANDERSON, Commission Chair

ATTEST:

BRYAN E. THOMPSON
Utah County Clerk/Auditor

*Regular Agenda Item No. 2:

The commissioners addressed Regular Agenda Item No. 2 regarding the Partial Release of Compliance Agreement and Bond for Open Pit Mining Operations with Ames Construction, Inc. following the closed session meetings, and continued the item to a future meeting of the Board (indefinite/yet to be determined) by unanimous vote.

Copies Available on the County Web Site at www.utahcountyonline.org
Recorded by Renée Huggins-Caron, Clerk/Auditor Administrative Assistant